

**Information Disclosure Statement**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: January 26, 2010

Electronic Signature for Jessica Misencik: /Jessica Misencik/

Docket No.: H28240  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
David Spurdut et al.

Application No.: 10/825,088

Confirmation No.: 7165

Filed: April 15, 2004

Art Unit: 3687

For: Proximity Transaction Apparatus and  
Methods of Use Thereof

Examiner: O. G. Ade

**INFORMATION DISCLOSURE STATEMENT (IDS)**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A/B are being called to the attention of the Examiner.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(h), no inference should be made that the information and references cited are material to patentability. Also, no inference should be made that a reference is prior art merely because it is included in this statement. Under 37 CFR §1.97(g), the submission of an information disclosure statement should not be considered as representation that a search has been made.

In column T<sup>6</sup> of the attached PTO 1449 form, "EN" is entered where the cited reference is in the English language, "AO" is entered where the reference is not in English but a translation of the Abstract only is included, and "FT" is entered where the reference is not in English but a full text English translation is included.

Applicants believe a fee is required with this submission. The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289.

Dated: January 28, 2010

Respectfully submitted,

GSB/jm

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